



Indiana Economic Development Corporation
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June 12, 2012

Via Regular Mail

Alex Campbell, Reporter
The Indianapolis Star
307 N. Pennsylvania St.
Indianapolis, IN 46205

Dear Mr. Campbell:

As indicated in our June 6 letter, the Indiana Economic Development Corporation (the "IEDC") now updates our response to your Access to Public Records Request. In your request, dated June 5, 2012, you inquired about "email correspondence between Secretary of Commerce Dan Hasler . . . and IEDC employee Wanda Heath . . . on and between May 14, 2012 and May 21, 2012."

The emails you have requested concern negotiations between the IEDC and a private commercial prospect and were created in the progress of negotiations. Under the Indiana Access to Public Records Act, Indiana Code § 5-14-3, records relating to negotiations by the IEDC are expressly excepted from disclosure. Indiana Code § 5-14-3-4.5; *see also* Indiana Code § 5-14-3-4(a)(4) and (5); Indiana Code § 5-14-3-4(b)(5) and (7); *and* Opinion of Public Access Counselor 08-FC-95. Only the "terms of the final offer of public financial resources" are subject to disclosure. Indiana Code § 5-14-3-4.5(b). In addition, records that are intra-agency or interagency deliberative materials that are communicated for the purpose of decision making are excepted. Indiana Code § 5-14-3-4(b)(6).

Thank you for your continued interest in our organization.

Sincerely,

A handwritten signature in black ink, appearing to read "Stephen J. Akard", written over a horizontal line.

Stephen J. Akard
Vice President & General Counsel